

Boone County's Resubmission of Local Rule 06-AR01-BLR-30 regarding Boone County's Case Load Plan.

Come now the Judges of the Boone County Courts pursuant to the First Amended Schedule and Format for Adoption of County Caseload Allocation Plans as approved by the Indiana Supreme Court and resubmits its existing plan as previously approved.

The Judges take note that case loads, pursuant to LR06-AR01-BLR-30, which is incorporated by reference herein as if fully set forth, have previously been allocated by a variety of local rules including LR06-CR00-BLR-13 for the non-discretionary filing of criminal cases, LR06-SC00BLR-19 for small claims and the Indiana Code making Superior Court One the Court of probate jurisdiction and Circuit Court the Court of juvenile jurisdictions.

The Judges note that the measure of Boone County's Courts' case loads according to the most recent Weighted Caseload Study do not differ by more than .40 basis points as calculated under State Court Administration's methodology.

The Judges note that the particular Courts of Boone County have developed expertise in various particularized jurisdictions.

The Judges note that the Judges have continuously cooperated on shifting and transferal of cases where justice and judicial economy so require and that they will continue to do the same.

Wherefore the Judges PROPOSE and REQUEST that the Indiana Supreme Court approve for the biennium the existing case management plan of the Boone County Courts as set forth in LR06-AR01-BLR-30 such that jurisdictional exercise and filing patterns shall remain unchanged for the Biennium and that said approval continue for Boone County at this time regardless of any legislative changes to jurisdiction of trial courts which may give uniform jurisdiction to all State trial courts.

We the Judges of Boone County further PROPOSE and REQUEST that the Indiana Supreme Court Division of State Court Administration publish notice of the same on its Website of the opportunity to tender comments to:

Judge Matthew C. Kincaid
c/o Boone Superior Court I
307 Courthouse Square
Lebanon, Indiana 46052

Or

kcox@co.boone.in.us with a re line of "local rule caseload comments."

We the Judges further DIRECT that a copy of this entry be distributed to the Boone County Bar Association and published conspicuously on the bulletin board on the first floor of the Courthouse at the North door a location ordinarily used for the display of public notices in Boone County. It SHALL further be published in the office of the Boone County Clerk and if practicable on the Clerk's website.

The Judges NOTE that this Proposed Plan is a resubmission of the existing plan. Comments may be made from June 1, 2011 through July 1, 2011.

The Judges SHALL meet to consider any changes after the comment period and shall decide on the same on or before July 31, 2011.

The Plan SHALL be submitted to the Indiana Supreme Court on or before August 1, 2011.

The Plan SHALL be effective only upon approval of the Indiana Supreme Court.

If approved the Plan SHALL be effective from January 1, 2012 until further Order of the Indiana Supreme Court.

So SUBMITTED this 17th day of May, 2011.

_____/S/_____
Judge Matthew C. Kincaid – Boone Superior Court I

_____/S/_____
Judge Rebecca McClure – Boone Superior Court II

_____/S/_____
Judge Jeffrey Edens – Boone Circuit Court